THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION No.16988 of 2006

DATED 20.9.2006

Between:

Alladi Satyanarayana … PETITIONER

versus

Enuganthivaripeta Gram Panchayat, represented by its Sarpanch, Sitanagaram Mandal, East Godavari District and another. … RESPONDENTS

WRIT PETITION No.16988 of 2006

ORDER:

Heard the learned counsel.

2. The Writ Petition is filed praying for a Writ of Mandamus declaring the action of the respondents in attempting to dispossess the petitioner by demolishing the compound wall and part of the tiled house bearing door No.2-69, situated in patta No.105 of Inuguntavaripeta Panchayat of Sitanagaram Mandal, East Godavari District, without following due process of law as illegal, arbitrary and violative of principles of natural justice and consequently restrain the respondents from interfering with the peaceful possession and enjoyment of the above said land of the petitioner and pass such other suitable orders.

3. It is stated that the petitioner's mother was granted patta by the Government bearing patta No.105 of Inuguntavari village, Sitanagaram Mandal, East Godavari District. It is also stated that the petitioner constructed a tiled house bearing door No.2-69 in the said land and paying tax regularly. It is also stated that on 7.8.2006 the officials of the 1st respondent visited the premises and made attempts to demolish part of the house and compound wall without assigning any reasons and without putting the petitioner on notice.

4. In view of the facts and circumstances, this Court is of the view that the Writ Petition be disposed of with a direction to the respondents not to dispossess the petitioner by demolishing the compound wall and part of the tiled house bearing door No.2-69 in patta No.105 of

Inuguntavari village, Sitanagaram Mandal, East Godavari District, without following due process of law.

5. With the direction indicated above, the Writ Petition is disposed of. There shall be no order as to costs.

20.09.2006

SSR